



DANIEL HARRIGAN, MAYOR

## CITY OF AKRON, OHIO

*Margo Sommerville, President*

*Jeff Fusco, Vice-President*

*Rich Swirsky, President Pro-Tem*

### Members of Council:

Jeff Fusco, <b>At-Large</b>	Tara Samples, <b>Ward 5</b>
Linda Omobien, <b>At-Large</b>	Brad McKittrick, <b>Ward 6</b>
Ginger Baylor, <b>At-Large</b>	Donnie Kammer, <b>Ward 7</b>
Rich Swirsky, <b>Ward 1</b>	Shammas Malik, <b>Ward 8</b>
Phil Lombardo, <b>Ward 2</b>	Mike Freeman, <b>Ward 9</b>
Margo Sommerville, <b>Ward 3</b>	Sharon Connor, <b>Ward 10</b>
Russel Neal, <b>Ward 4</b>	<a href="http://www.akroncitycouncil.org">www.akroncitycouncil.org</a>

### Council Agenda For April 26, 2021 - **DRAFT**

Regular Meeting held on April 19, 2021. All members were present except Swirsky. Minutes of the previous meeting approved.

### CONSENT AGENDA

- 1 ORDINANCE amending/supplementing Title 15, Chapter 153, "Zoning Code", Article 11 "Board of Zoning Appeals", Section 153.404 "Jurisdiction-Variations" by disallowing the application for a variance after the prior Conditional Use request was denied by City Council; and declaring an emergency. PLANNING & ECONOMIC DEVELOPMENT
- 2 ORDINANCE authorizing the Mayor, or his designee, to enter into a contract or contracts with the Board of Education of the Akron Public School District for the Community Learning Centers' Akron After School Program in order to provide learning enrichment activities; and declaring an emergency. PLANNING & ECONOMIC DEVELOPMENT
- 3 ORDINANCE approving the sale of City-owned property pursuant to the City's "A Lot for a Little" Program, in order to facilitate the productive re-use of the property and to reduce the cost to the City and the taxpayers in maintaining vacant lots; determining said property is not needed for public use; and declaring an emergency. PLANNING & ECONOMIC DEVELOPMENT
- 4 RESOLUTION declaring it necessary to improve certain streets in the City, between certain termini, by providing street-cleaning services and street lighting; and declaring an emergency. PUBLIC SERVICE
- 5 ORDINANCE authorizing the Director of Public Service, after publicly

advertising for bids, to enter into a three-year contract for professional maintenance and asset management of City-owned water storage tanks; and declaring an emergency. PUBLIC SERVICE

- 6 ORDINANCE authorizing the Director of Public Service and the Purchasing Agent to enter into contracts for the construction and purchase of materials for the maintenance of the Good Park Golf Course facilities, including sand bunkers; and declaring an emergency. PUBLIC SERVICE
- 7 ORDINANCE authorizing the Director of Law to enter into a contract with the Summit County Public Defender Commission to provide legal services for indigent defendants in Akron Municipal Court, in accordance with the requirements of the Constitution of the United States with respect to the provision of legal representation to indigent defendants; and declaring an emergency. PUBLIC SAFETY

#### **RULES (M. Freeman, Chair)**

NO ITEMS

#### **BUDGET & FINANCE (M. Freeman, Chair)**

NO ITEMS

#### **PLANNING & ECONOMIC DEVELOPMENT (J. Fusco, Chair)**

UP FOR PUBLIC HEARING – April 26, 2021

- 1 ORDINANCE approving the 2021 Consolidated Annual Action Plan including applications and certifications for the Community Development Block Grant (“Community Development”), the HOME Investment Partnership (“HOME”) and Emergency Solutions Grant (“ESG”) Programs; authorizing the Director of Planning and Urban Development to enter into all necessary contracts for the operation and term of the Programs; and declaring an emergency. (4/19/21)

TIME:

- 2 D-217 Petition of Jason Fenton, dba Express Wash Concepts, for a Conditional Use to construct a car wash at 497 East Waterloo Road (PC-2021-04-CU) (4/12/21)
- 3 D-218 Petition of City Scrap and Salvage for a Conditional Use to expand and sale of City-owned land at 655 W. Wilbeth Road (PC-2021-05-CU&S) (4/12/21)
- 4 D-219 Petition of Sheila K. Hammons for a Conditional Use to construct

- an oversized garage at 280 Selden Avenue (PC-2021-06-CU) (4/12/21)
- 5 D-220 Petition of Vito Testa for a Conditional Use to construct a soccer field on the south side of Dartmore Avenue at Sycamore Street (PC-2021-07-CU) (4/12/21)
  - 6 D-221 Petition of Bridgestone Americas Tire Operations LLC for a Conditional Use to install a rooftop sign at 1670-1700 Firestone Parkway (PC-2021-08-CU) (4/12/21)
  - 7 D-222 Petition of Akron Symphony Orchestra for a Conditional Use to establish a musical arts center at 133 Merriman Road (PC-2021-09-CU) (4/12/21)
  - 8 D-223 Petition of Dan Guardo for a Conditional Use to expand a construction yard and to vary the building line setback for a building addition at 31 E. Lods Street (PC-2021-13-CU) (4/12/21)
  - 9 ORDINANCE authorizing a Conditional Use to construct a horticulture and volunteer center at 714 N. Portage Path; and declaring an emergency. (Public Hearing was held - January 11, 2021)
  - 10 D-159 Petition of Stan Hywet Hall and Gardens, Inc., for a Conditional Use to construct a horticulture and volunteer center at 714 North Portage Path. (PC-2020-78-CU) (11/23/20)
  - 11 ORDINANCE amending/supplementing Title 15, Chapter 153, "Zoning Code", Section 153.140 "Definitions" and Section 153.310 "Business and Industry requirements" establishing a form-based Urban Overlay district for the East Market Street Corridor; and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)
  - 12 ORDINANCE amending The Zoning Map by changing the Commercial Use District Classification (U4, H4, A5) on property located on the north side of East Exchange Street, west of South Arlington Street, and changing the Commercial Use District (U4, H2, A4 and U4, H2, A1) on property located on the east side of South Arlington Street, south of East Exchange Street, to Retail Business Use District (U3, H2, A4); and declaring an emergency. (9/14/20) (Public Hearing was held - 10/19/20)
  - 13 ORDINANCE authorizing a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue; and declaring an emergency. (Public Hearing was held 6/29/20)
  - 14 D-45 Petition of Ngwe Tun for a Conditional Use to establish a retail use at 116 E. Cuyahoga Falls Avenue (PC-2020-09-CU) (3/16/20)
  - 15 ORDINANCE authorizing a Conditional Use to construct a parking lot on the east side of W. Center Street (PN 6716587); and declaring an emergency. (Public Hearing was held October 21, 2019)

- 16 D-774 Petition of Community Action Agency for a Conditional Use to construct a parking lot and the sale of City-owned land on W. Center Street. (Parcel No. 6716587) (PC-2019-63-CU & S) (9/16/19)
- 17 ORDINANCE authorizing a Conditional Use to construct an apartment development at the corner of Mull Avenue and Crawford Road; and declaring an emergency. (Public Hearing was held 6/25/18)
- 18 D-505 Petition of Joe Blough (Elegant Homes) for a Conditional Use to construct an apartment development at the corner of Mull Avenue and Crawford Road. (PC-2018-15-CU) (6/4/18)
- 19 D-31. Petition of Lonnie Jones for a Conditional Use to establish a rooming house at 460 South Maple Street. (PC-2012-15) (4/16/12)

#### **PUBLIC SERVICE (T. Samples, Chair)**

NO ITEMS

#### **PUBLIC UTILITIES & GREEN (R. Swirsky, Chair)**

NO ITEMS

#### **PUBLIC SAFETY (D. Kammer, Chair)**

NO ITEMS

#### **PARKS & RECREATION (R. Neal, Chair)**

NO ITEMS

#### **HOUSING & NEIGHBORHOOD ASSISTANCE (J. Fusco, Chair)**

TIME

- 1 ORDINANCE amending and/or supplementing Title 15 "Land Usage," Chapter 150 "Environmental Health Housing Code" to add Sections 150.51 and 150.52 to create legal defenses in an eviction matter for tenants who attempt to tender all past due rental payments to a landlord and capping the amount of reasonable late fees that a landlord may impose on a tenant; and declaring an emergency. (Substitute read in 4/19/21)
- 2 ORDINANCE amending and/or supplementing Title 3, Chapter 38 "Unlawful Discrimination," Section 38.01 "Definitions" of the Code of Ordinances of the City of Akron to prohibit discrimination on the basis of lawful source of income; and declaring an emergency. (4/5/21)

## **HEALTH & SOCIAL SERVICES (L. Omobien, Chair)**

NO ITEMS

### **FILED**

- 1 D-229 Demo Report for week of April 12, 2021
- 2 D-230 2021 Resurfacing List
- 3 D-231 Notice of New D5 liquor permit to VIP Sports Bar & Grill LLC, 1295 E Tallmadge Ave (WARD 2)
- 4 D-232 Memo from Mayor Horrigan re: Federal Stimulus Dollars
- 5 D-13-12 Income Tax Returns as of January 31, 2021
- 6 D-13-13 Income Tax Returns as of February 28, 2021

### **ORDINANCES & RESOLUTIONS PASSED AT PREVIOUS MEETING**

- 1 ORD 90-2021 authorizing the Director of Public Safety, or his designee, to apply for, and if awarded, accept and expend the FY 2020 Justice Assistance Grant (JAG) administered by the Office of Criminal Justice Services (OCJS) of the Ohio Department of Public Safety; and declaring an emergency. VOTE 12-0
- 2 ORD 91-2021 authorizing the Director of Public Safety, or his designee, to apply for, and if awarded, accept and expend the FY 2020 Coronavirus Emergency Supplemental Funding (CESF) administered through the Office of Criminal Justice Services (OCJS) of the Ohio Department of Public Safety; and declaring an emergency. VOTE 12-0
- 3 ORD 92-2021 authorizing the Purchasing Agent, after publicly advertising for bids or obtaining quotes, as appropriate, to enter into a contract or contracts for the purchase of speed tables and miscellaneous supplies for installation of the speed tables; and declaring an emergency. VOTE 12-0

## COMMITTEES MEETINGS

*Scheduled for: April 26, 2021*

<b>1:00 P.M.</b>	<b>Planning &amp; Economic Development</b>	<b>2:30 P.M.</b>	<b>Health &amp; Social Services</b>
<b>1:45 P.M.</b>	<b>Parks &amp; Recreation</b>	<b>2:45 P.M.</b>	<b>Public Utilities &amp; Green</b>
<b>2:00 P.M.</b>	<b>Public Service</b>	<b>3:00 P.M.</b>	<b>Budget &amp; Finance</b>
<b>2:15 P.M.</b>	<b>Public Safety</b>	<b>3:15 P.M.</b>	<b>Housing &amp; Neighborhood Assistance</b>
<b>2:30 P.M.</b>	<b>Rules</b>		

**NEW LEGISLATION WILL BE ADDED PRIOR TO THE MEETING. PLEASE CHECK BACK FOR FINALIZED AGENDA.**